

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **January 14, 2019**

3 **NO. 19-8300-001**

4 **IN THE MATTER OF THE APPROVAL**
5 **OF THE AMENDMENTS OF RULE 1-140**
6 **NMRA OF THE RULES OF CIVIL PROCEDURE**
7 **FOR THE DISTRICT COURTS AND FORM 4-999**
8 **NMRA OF THE CIVIL FORMS, AND THE**
9 **ADOPTION OF NEW RULES 1-004.1 AND 1-142**
10 **NMRA OF THE RULES OF CIVIL PROCEDURE**
11 **FOR THE DISTRICT COURTS**

12 **ORDER**
13

14 WHEREAS, on October 15, 2018, upon recommendation of the Ad hoc
15 Guardianship and Conservatorship Rules and Forms Committee, this Court
16 approved the amendment of Rule 1-140 NMRA and the adoption of Form 4-999
17 NMRA on a provisional basis in light of recently enacted statutory changes in
18 NMSA 1978, Sections 45-5-309 and 45-5-405 (2018);

19 WHEREAS, the Ad hoc Guardianship and Conservatorship Rules and
20 Forms Committee, having received public comment on the provisionally-

1 approved amendment of Rule 1-140 NMRA, provisionally-approved new Form
2 4-999 NMRA, and proposed new Rules 1-004.1 and 1-142 NMRA, recommends
3 final approval of the provisionally-approved amendment of Rule 1-140 NMRA
4 and final approval, with amendments, of provisionally-approved new Form 4-
5 999 NMRA, and adoption of new Rules 1-004.1 and 1-142 NMRA;

6 WHEREAS, in light of the foregoing, the Court having considered the
7 recommendation and being otherwise sufficiently advised;

8 NOW, THEREFORE, IT IS ORDERED that the amendment of Rule 1-
9 140 NMRA is APPROVED, effective January 14, 2019;

10 IT IS FURTHER ORDERED that Form 4-999 NMRA is APPROVED AS
11 AMENDED, effective January 14, 2019;

12 IT IS FURTHER ORDERED that new Rule 1-004.1 is ADOPTED,
13 effective for all cases filed on or after January 14, 2019;

14 IT IS FURTHER ORDERED that new Rule 1-142 NMRA is ADOPTED,
15 effective for all cases on or after July 1, 2019;

16 IT IS FURTHER ORDERED that the Clerk of the Court is authorized and
17 directed to give notice of the above-referenced amendments by posting them on

1 the New Mexico Compilation Commission web site and publishing them in the
2 *Bar Bulletin* and *New Mexico Rules Annotated*.

3 IT IS SO ORDERED.

4 WITNESS, Honorable Judith K. Nakamura, Chief Justice
5 of the Supreme Court of the State of New Mexico, and the
6 seal of said Court this 14th day of January, 2019.

7 (S E A L)
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10 Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico